



Legislation Details (With Text)

File #: 46567 **Version:** 1 **Name:** Terminating Public Works Contract No. 7841, Bowman Baseball Backstop Replacement with Containment Systems Inc. and awarding Public Works Contract No. 7841 to the subsequent low bidder, Joe Daniels Construction Inc.

Type: Resolution **Status:** Passed

File created: 3/16/2017 **In control:** BOARD OF PUBLIC WORKS

On agenda: 4/18/2017 **Final action:** 4/18/2017

Enactment date: 4/19/2017 **Enactment #:** RES-17-00315

Title: Terminating Public Works Contract No. 7841, Bowman Baseball Backstop Replacement with Containment Systems Inc. and awarding Public Works Contract No. 7841 to the subsequent low bidder, Joe Daniels Construction Inc.

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. Contract 7841 (Joe Daniels).pdf

Date	Ver.	Action By	Action	Result
4/18/2017	1	COMMON COUNCIL	Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25	Pass
3/22/2017	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	
3/16/2017	1	Engineering Division	Refer	

Fiscal Note

The Bowman Field project (Munis #10515) has \$137,157 of available expenditure authority funded by GO Borrowing. The proposed resolution authorizes \$127,853 for the Bowman baseball backstop replacement. Funding is available in the project.

Title

Terminating Public Works Contract No. 7841, Bowman Baseball Backstop Replacement with Containment Systems Inc. and awarding Public Works Contract No. 7841 to the subsequent low bidder, Joe Daniels Construction Inc.

Body

WHEREAS, Public Works Contract No. 7841, Bowman Baseball Backstop Replacement was awarded to the low bidder, Containment Systems, LLC, by RES-16-00912; and,

WHEREAS, the City and Containment Systems, LLC entered into a public works contract on December 22, 2016; and,

WHEREAS, Containment Systems, LLC is not able to make the improvements as directed by the project plans and specifications; and,

WHEREAS, rather than delay the project and subject the parties to litigation, the City and Containment

Systems, LLC have mutually agreed to terminate Public Works Contract No. 7841; and,

WHEREAS, the subsequent low bidder, Joe Daniels Construction, Inc., has indicated that it is able to make the improvements as directed by the project plans and specifications, and therefore should be awarded Public Works Contract 7841.

BE IT RESOLVED, that the City Engineer is authorized to terminate Public Works Contract 7841 with Containment Systems, LLC; and,

BE IT FURTHER RESOLVED that the following low bids for miscellaneous improvements be accepted and that the Mayor and City Clerk be and are hereby authorized and directed to enter into a contract with the low bidders contained herein, subject to the Contractor's compliance with Section 39.02 of the Madison General Ordinances concerning compliance with the Affirmative Action provisions **and subject to the Contractor's compliance with Section 33.07 of the Madison General Ordinances regarding Best Value Contracting:**

BE IT FURTHER RESOLVED, that the funds be encumbered to cover the cost of the projects contained herein.

See attached document (Contract No. 7841) for itemization of bids